THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.19519 OF 2005

DATED:2.9.2005

Between:

Kale Pullaiah, S/o.Ramulu

R/o.Quarter No.402, J.K.Colony

Yellandu,

Khammam District and another

…Petitioner

And

The Election Officer, Yellandu Municipality

The Revenue Divisional Officer,

Kothagudem, Khammam District and others

…Respondents

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ORDER:

The first petitioner is a registered voter of Subash Nagar of Sudimalla Gram Panchayat, and the second petitioner is registered voter of Durga Colony, Polampalli Village electoral roll. Both of them are working in Singareni Collieries. They allege that on allotment of quarters, they shifted the residence to Yellandu municipal area. Second respondent published electoral roll in accordance with Rule 5 of the A.P.Municipalities and Nagar Panchayats (Preparation and Publication of Electoral Rolls) Rules, 2001. Thereafter, the petitioners submitted applications in form-8A as per Registration of Electors Rules, 1960 (Electors Rules), issued under the provisions of Representation of Peoples Act, 1950 to the second

respondent to transpose their names from the electoral rolls of their respective villages to Yllendu Municipality. As no orders are passed and in the meanwhile State Election Commissioner issued notification on 29.8.2005, petitioners approached this Court seeking a direction to first respondent to transpose their names.

The petitioners have placed before this Court the acknowledgement issued by the Mandal Revenue Officer, Yllendu, showing that petitioners submitted form No.8A for transposition of their names. As per Rule 6 of the Electors Rules, whenever a name of voter is deleted or objection is raised for inclusions, objections are to be filed before the competent authority who has to decide the question of inclusion or deletion, including transposition.

Therefore, this Writ Petition is disposed of after hearing the learned Standing Counsel for respondent Municipality directing first respondent to immediately pass orders on application in Form 8A given by the petitioners on 24.8.2005. Such orders may be passed before the end of office of hours on 3.9.2005

The Writ Petition, with the above observations and directions, is accordingly disposed of. No costs.

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(V.V.S.RAO, J)

2.9.2005

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